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PATENT  
Atty. Docket No. AVC-005  
(574/6)

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**COMBINED DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION**

(Original, Design, National Stage of PCT, Supplemental, Divisional, Continuation or CIP)

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As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

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**USE OF CREATINE ANALOGUES AND CREATINE KINASE MODULATORS FOR  
THE PREVENTION AND TREATMENT OF OBESITY AND ITS RELATED  
DISORDERS**

the specification of which (check one):

is attached hereto.

was filed on October 25, 1996 as Application Serial No. 008/736,967 or

was described and claimed in PCT International Application No. \_\_\_\_\_ filed on \_\_\_\_\_ and as amended under PCT Article 19 on \_\_\_\_\_ (if any).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims as amended by any amendment referred to herein.

I acknowledge the continuing duty to disclose information which is material to the examination of this application in accordance with 37 C.F.R. §1.56.

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**PRIORITY CLAIM**

A. I hereby claim benefit under 35 U.S.C. 119(e) of United States Provisional Application No. 60/005,882, filed on October 26, 1995.

B. I hereby claim foreign priority benefits under 35 U.S.C. §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and I have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by

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me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

no such applications have been filed.

such applications have been filed as follows:

**EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN  
12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO  
THIS U.S. APPLICATION**

Country	Application Number	Date of Filing (mo., day, year)	Priority Claimed Under 35 USC 119
			<input type="checkbox"/> YES    NO <input type="checkbox"/>
			<input type="checkbox"/> YES    NO <input type="checkbox"/>
			<input type="checkbox"/> YES    NO <input type="checkbox"/>

C. I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. §1.56 which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

**PRIOR U.S. NON-PROVISIONAL APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 USC §120:**

U.S. APPLICATIONS	U.S. FILING DATE	STATUS
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, aband.)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, aband.)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, aband.)

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**POWER OF ATTORNEY**

As a named inventor, I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith:

Steven M. Bauer	Reg. No. 31,481
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Edward Kelly	Reg. No. 38,936
Robin D. Kelley	Reg. No. 34,637
Douglas J. Kline	Reg. No. 35,574
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Thomas C. Meyers	Reg. No. 36,989
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Kurt Rauschenbach	Reg. No. 40,137
Gretchen A. Rice	Reg. No. 37,429
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Robert J. Tosti	Reg. No. 35,393
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Direct telephone calls to:

Paula A. Campbell (617) 248-7263

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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SIGNATURE(S)

Rima Kaddurah-Daouk

Full name of inventor

Rima Kaddurah-Daouk

Inventor's signature

U.S.A.

Citizenship

Jan 15<sup>th</sup>, 97

Date

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Full name of inventor

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Date

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Date

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Inventor's signature

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Residence

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Rima Kaddurah-Daouk

U.S. Serial No.: 08/958,374

Filed: October 27, 1997  
(CPAs Filed: September 23, 1999 and June 8, 2001)

For: *Use of Creatine Analogues and Creatine Kinase Modulators for the Prevention and Treatment of Obesity and Its Related Disorders*

Attorney Docket No.: AVZ-005CCPA2

Group Art Unit: 1617

Examiner: Shengjun Wang, Ph.D.

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**ASSOCIATE POWER OF ATTORNEY**

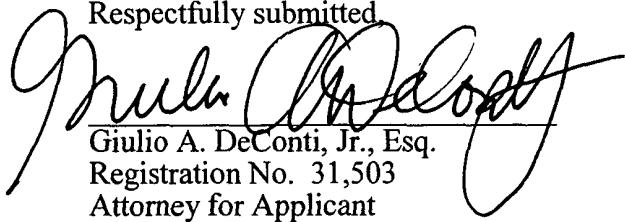
Sir:

The undersigned attorney has the power of attorney in the subject application. He hereby grants an associate power to:

Cynthia M. Soroos  
Registration No. 53,623  
Lahive & Cockfield, LLP  
28 State Street  
Boston, MA 02109

Please continue to forward all written and telephonic communications to  
Elizabeth A. Hanley, Esq. at the address and telephone number listed below.

Respectfully submitted,

  
Giulio A. DeConti, Jr., Esq.  
Registration No. 31,503  
Attorney for Applicant

LAHIVE & COCKFIELD, LLP  
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Dated: June 20, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Rima Kaddurah-Daouk

U.S. Serial No.: 08/958,374

Filed: October 27, 1997

For: *USE OF CREATINE ANALOGUES AND  
CREATINE KINASE MODULATORS FOR THE  
PREVENTION AND TREATMENT OF OBESITY  
AND ITS RELATED DISORDERS*

Attorney Docket No.: AVZ-005CPCN

Group Art Unit:

Examiner:

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Assistant Commissioner for Patents  
Washington, D.C. 20231

**Certificate of First Class Mailing (37 CFR 1.8(a))**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on the date set forth below.

August 10, 1998

Date of Signature and of Mail Deposit

By:

Scott D. Rothenberger

Scott D. Rothenberger, Ph.D.

Reg. No. 41,277

Attorney for Applicant

**REVOCATION OF PRIOR POWERS OF ATTORNEY  
AND APPOINTMENT OF NEW POWER OF ATTORNEY**

Dear Sir:

AVICENA GROUP, INCORPORATED, the Assignee of the entire right, title and interest in the above-identified application by virtue of the Assignment document recorded in the U.S. Patent and Trademark Office for U.S Serial No. 08/958,374 on October 27, 1997, hereby revokes all Powers of Attorney with respect to that application heretofore granted and appoints the below listed attorneys with full power of substitution and revocation to prosecute this application and to transact all business in the Patent Office connected therewith.

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Please send all correspondence relating to the above patent application to:

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AVICENA GROUP, INCORPORATED

By: Kimberly A. Hanley

Typed Name: Kimberly A. Hanley

Title: Manager, Corporate Affairs

Dated: Aug 6, 98